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*Additional Counsel of Record Listed on Signature Page*

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

EUGENE DIVISION

WYATT B. and NOAH F. by their next friend  
Michelle McAllister; KYLIE R. and ALEC R.  
by their next friend Kathleen Megill Strek;  
UNIQUE L. by her next friend Annette Smith;  
SIMON S. by his next friend Paul Aubry;  
RUTH T. by her next friend Michelle Bartov;  
BERNARD C. by his next friend Ksen Murry;  
NAOMI B. by her next friend Kathleen  
Megill Strek; and NORMAN N. by his next  
friend Tracy Gregg, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

TINA KOTEK, Governor of Oregon in her  
official capacity; FARIBORZ  
PAKSERESHT, Director, Oregon Department  
of Human Services in his official capacity;  
APRILLE FLINT-GERNER, Director, Child  
Welfare in her official capacity; and OREGON  
DEPARTMENT OF HUMAN SERVICES,

Defendants.

Case No. 6:19-cv-00556-AA

**DEFENDANTS' OBJECTIONS TO  
PLAINTIFFS' AMENDED AND  
REBUTTAL TRIAL EXHIBIT LISTS**

Defendants object to the following exhibits offered by plaintiffs. These objections incorporate defendants' motions *in limine*. (Dkt. 422.) Plaintiffs filed an amended exhibit list on April 23, 2024, which listed Exhibits 442–490. These exhibits had not previously been disclosed. (*See* Dkt. 403.) Plaintiffs filed a rebuttal exhibit list on April 29, 2024, listing exhibits 491-597. Defendants respond and object to plaintiffs' proposed Exhibits 442-597 as follows.

| Ex. | Description  | Bates                 | Stipulations | Objections   |
|-----|--|-----------------------|--------------|--|
| 442 | Youth Respite Policy Oregon                                    |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 443 | Length of Stay Presentation                                    | Wyatt_DHS_2<br>937509 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.B.   |
| 444 | POP 2023-25  | Wyatt_DHS_2<br>961621 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. and V. |
| 445 | 5/10/22 Email exchange between Glenda Marshall, Sara Fox et al | Wyatt_DHS_3<br>177346 |              | Only part of the whole document has been offered. The rest of the  |

| Ex. | Description  | Bates                 | Stipulations | Objections  |
|-----|--|-----------------------|--------------|---|
|     |  |                       |              | document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A.   |
| 446 | 11/20/22 Email exchange between Donald Erickson, Liesl Wendt et al | Wyatt_DHS_4<br>432567 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. |
| 447 | Service Delivery Report Lincoln County                             |                       |              | No objection.   |
| 448 | D15 Quality Improvement Meeting                                    | Wyatt_DHS_4<br>674444 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including  |

| Ex. | Description   | Bates                 | Stipulations | Objections   |
|-----|---|-----------------------|--------------|--|
|     |   |                       |              | Motion I.B., I.C., II, and III.A.  |
| 449 | System of Care Advisory Council 2023 Data Report                            |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 450 | May 2022 District/Office Report   | Wyatt_DHS_3<br>234605 |              | No objection.  |
| 451 | 11/29/2022 Email exchange between Deena Loughary, Carolyn Nevins et al      | Wyatt_DHS_3<br>234815 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II and III.A.  |
| 452 | 12/2/2022 Email exchange between Rebecca Jones Gaston, Deena Loughary et al | Wyatt_DHS_3<br>034737 |              | Authenticity. FRE 901.<br>Hearsay. FRE 802.  |
| 453 | 1/18/2023 Email exchange between Kathy Steiner, Chandra Snyder et al        | Wyatt_DHS_3<br>236723 |              | Authenticity. FRE 901.<br>Hearsay. FRE 802.  |
| 454 | 1/13/2023 Email exchange between Deena Loughary, Kailash Changer et al      | Wyatt_DHS_3<br>236650 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Authenticity. FRE 901.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II and III.A. |

| Ex. | Description  | Bates                 | Stipulations | Objections   |
|-----|--|-----------------------|--------------|--|
| 455 | Professional Competency, Integrity and Justice in Social Work: A study of CPS Dispositions | Wyatt_DHS_3<br>236652 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Authenticity. FRE 901.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II and III.A. |
| 456 | 12/13/2022 Email exchange between Elizabeth Alston and Deena Loughary                      | Wyatt_DHS_3<br>631875 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Authenticity. FRE 901.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A.   |
| 457 | Screening Report   | Wyatt_DHS_2<br>984290 |              | Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> .  |
| 458 | 12/12/2022 Email exchange between Kristen Khammohack, Deena Loughary et al                 | Wyatt_DHS_2<br>984286 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence   |

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|-----|---|--------------------|--------------|--|
|     |   |                    |              | more probable or less probable. FRE 401. Authenticity. FRE 901. Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion III.B.  |
| 459 | 1/17/2023 Email exchange between Jessica Glassrock, Desiree Saucedo et al | Wyatt_DHS_3 622893 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Authenticity. FRE 901. Hearsay. FRE 802.  |
| 460 | Meeting Title: 2023 OCWP Meeting January 10, 2023                         | Wyatt_DHS_3 622895 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II and III.A. |
| 461 | Incident ages   |                    |              | Not relevant because it does not tend to make any fact of consequence  |

| Ex. | Description   | Bates                 | Stipulations | Objections   |
|-----|---|-----------------------|--------------|--|
|     |   |                       |              | more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 462 | Number of incidents   |                       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 463 | 11/21/2022 Email exchange between Sonya Buchholtz, Erin Anhoury et al | Wyatt_DHS_3<br>631322 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 464 | Oregon Department of Human Services Child Welfare: Safety Program     | Wyatt_DHS_3<br>631324 |              | Authenticity. FRE 901.   |
| 465 | D2 CW Dashboard Outcomes February 2024                                | Wyatt_DHS_4<br>681652 |              | No objection.  |
| 466 | House Bill 2333 Report April 2023                                     | Wyatt_DHS_4<br>680565 |              | No objection.  |
| 467 | House Bill 2333 Report April 2024                                     | Wyatt_DHS_4<br>681412 |              | No objection.  |
| 468 | Length of Stay in Months March 2024                                   | Wyatt_DHS_4<br>681301 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.B. |
| 469 | Maltreatment in Foster Care by Year Comparison                        | Wyatt_DHS_4<br>681487 |              | No objection.  |

| Ex. | Description  | Bates                 | Stipulations | Objections   |
|-----|--|-----------------------|--------------|--|
| 470 | Data Review of Disproportionality and Branch Trends D2                         | Wyatt_DHS_4<br>681590 |              | No objection.  |
| 471 | D12 Presentation   | Wyatt_DHS_4<br>680597 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 472 | DHS Child Welfare CPS Assessments Caseload Detail                              |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 473 | Child Welfare System of Care Dashboard   |                       |              | This document has not been provided to defendants. Defendants reserve the right to object if it is provided.   |
| 474 | SOC Barrier Form Tracking and Response   |                       |              | Probative value substantially outweighed by danger of unfair prejudice and confusion of issues. FRE 403.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 475 | Identifying Capacity Needs for Children within the Oregon Child Welfare System | Wyatt_DHS_1<br>550419 |              | No objection.  |
| 476 | 1/6/2023 Email exchange between Sara Fox, Alex Salas et al                     | Wyatt_DHS_3<br>201552 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. |
| 477 | CPS Assessment Load  | Wyatt_DHS_2<br>729186 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.   |



| Ex. | Description                                   | Bates                  | Stipulations | Objections  |
|-----|---|------------------------|--------------|---|
| 478 | CPS Assessment Load                           | Wyatt_DHS_2<br>729189  |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.  |
| 479 | CPS Assessment Load                           | Wyatt_DHS_2<br>729192  |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.  |
| 480 | CPS Assessment Load                           | Wyatt_DHS_2<br>729195  |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.  |
| 481 | Child Welfare Questions<br>for Key Informants | Wyatt_HMA_0<br>0000027 |              | Probative value<br>substantially outweighed<br>by danger of unfair<br>prejudice and confusion of<br>issues. FRE 403.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 482 | Trial home visit datasheet                    | Wyatt_DHS_2<br>758325  |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Probative value<br>substantially outweighed<br>by danger of unfair<br>prejudice and confusion<br>of issues. FRE 403.<br>Hearsay. FRE 802.<br>Inadmissible for the<br>reasons explained in<br>Defendants' Motion <i>in</i><br><i>Limine</i> , including<br>Motion III.A. |
| 483 | Trial home visit<br>reunification datasheet   | Wyatt_DHS_2<br>758326  |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Probative value<br>substantially outweighed   |

| Ex. | Description                                       | Bates                 | Stipulations | Objections  |
|-----|---|-----------------------|--------------|---|
|     |   |                       |              | by danger of unfair prejudice and confusion of issues. FRE 403. Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion III.A.   |
| 484 | Child Welfare Division Progress Report April 2023 |                       |              | No objection.   |
| 485 | Trial home visit datasheet                        | Wyatt_DHS_2<br>758327 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Probative value substantially outweighed by danger of unfair prejudice and confusion of issues. FRE 403. Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion III.A. |
| 486 | Trial reunification datasheet                     | Wyatt_DHS_2<br>758333 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Probative value substantially outweighed by danger of unfair prejudice and confusion of issues. FRE 403. Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion III.A. |

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|-----|--|-----------------------|--------------|---|
| 487 | ODHS Child Welfare Caseload Ratio Standards  | Wyatt_DHS_2<br>716760 |              | Best evidence rule. FRE 1002.   |
| 488 | May 2022 Statewide Report  | Wyatt_DHS_3<br>234651 |              | No objection.   |
| 489 | Oregon [Context Data]  |                       |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Probative value substantially outweighed by danger of unfair prejudice and confusion of issues. FRE 403.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Best evidence rule. FRE 1002.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II and III.A. |
| 490 | Executive Order 19-03  | Wyatt_DHS_0<br>057587 |              | No objection.   |
| 491 | April 15, 2024 Order, <i>M.D. bnf Stukenberg et al. v. Abbott et al.</i> , U.S. District Court, S.D. Tex., Case No. 2:11-CV-00084, ECF 1560. |                       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.   |
| 492 | Exit Plan and Agreement, Charlie and Nadine H. et al. v. Murphy et al., U.S. District Court, D.N.J., Case No. 2:99cv-03678, ECF 373.         |                       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.   |

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|-----|---|-------------------|--------------|--|
| 493 | Co-Neutral 19 <sup>th</sup> Commentary, <i>D.G. v. Yarborough</i> |                   |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901.  |
| 494 | Foster Care Report for Youth                                      | Wyatt_DHS_0627487 |              | Hearsay. FRE 802.  |
| 495 | DHS Administrator Emails re Capacity Oct. 22                      | Wyatt_DHS_3852344 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. and III. |
| 496 | DHS Administrator Emails re Capacity Mar, 22                      | Wyatt_DHS_3170639 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in</i>   |

| Ex. | Description   | Bates                 | Stipulations | Objections   |
|-----|---|-----------------------|--------------|--|
|     |   |                       |              | <i>Limine</i> , including Motion I.A.  |
| 497 | Emailed complaint re timely hearing notice, Jul. 22 | Wyatt_DHS_4<br>107541 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion II.B.   |
| 498 | DHS emails re lack of placements, TL usage          | Wyatt_DHS_3<br>516726 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. and V. |
| 499 | DHS emails re TL of youth, lack of resources        | Wyatt_DHS_3<br>825250 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802.   |

| Ex. | Description                        | Bates                 | Stipulations | Objections   |
|-----|------------------------------------|-----------------------|--------------|--|
|     |                                    |                       |              | Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. and V.  |
| 500 | DHS emails re youth boarded in ED  | Wyatt_DHS_3<br>823869 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A.        |
| 501 | DHS emails re youth living in tent | Wyatt_DHS_4<br>644326 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. and V. |
| 502 | Feb 2023 CW Presentation           | Wyatt_DHS_4<br>663113 |              | No objection.  |
| 503 | PK report draft presentation 2016  | Wyatt_DHS_2<br>990666 |              | Hearsay. FRE 802. Authenticity. FRE 901.   |
| 504 | Emails between DHS and Casey       | Wyatt_DHS_2<br>988008 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106. Hearsay. FRE 802. Authenticity. FRE 901.   |

| Ex. | Description                                | Bates                 | Stipulations | Objections  |
|-----|--|-----------------------|--------------|---|
| 505 | DHS emails 12.9.22                         | Wyatt_DHS_2<br>984236 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 506 | Email to DHS about ADA training feedback   | Wyatt_DHS_4<br>328022 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 507 | DHS report disability outcomes             | Wyatt_DHS_3<br>207294 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 508 | DHS emails re lack of placements           | Wyatt_DHS_3<br>162940 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A.  |
| 509 | DHS emails re ADA coordinator position     | Wyatt_DHS_3<br>005085 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 510 | DHS email re complaints on LGBTQ issues    | Wyatt_DHS_2<br>983397 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 511 | Discussion from March 2022 process for VRA | Wyatt_DHS_2<br>954908 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 512 | DHS email re disability data process       | Wyatt_DHS_2<br>937090 |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 513 | Dec 2022 mtg notes                         | Wyatt_DHS_3<br>200812 |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in |

| Ex. | Description                                  | Bates                       | Stipulations | Objections  |
|-----|--|-----------------------------|--------------|---|
|     |  |                             |              | Defendants' Motion <i>in Limine</i> , including Motion I.A. and V.  |
| 514 | 2021 emails re crises in cw                  | Wyatt_DHS_4<br>411821       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A. |
| 515 | ACF, US DHHS, Child Maltreatment 2022 report | <a href="#">Online link</a> |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 516 | 4.22 report on family retention              | Wyatt_DHS_4<br>662276       |              | No objection.   |
| 517 | SOCAC minutes, Dec. 2023                     | Wyatt_DHS_4<br>670687       |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion I.A.                           |
| 518 | Foster family retention report Feb 2024      | Wyatt_DHS_4<br>676312       |              | No objection.   |



| Ex. | Description  | Bates                 | Stipulations | Objections  |
|-----|--|-----------------------|--------------|---|
| 519 | Emails among DHS staff re BH services  | Wyatt_DHS_4<br>432567 |              | Only part of the whole document has been offered. The rest of the document should be included. FRE 106.<br>Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' <i>Motion in Limine</i> , including Motion I.A. |
| 520 | OAR 413, Div. 17 – CIRT and Discretionary Reviews - 2019                                       |                       |              | No objection.   |
| 521 | OAR 413, Div. 17 – CIRT and Discretionary Reviews - 2024                                       |                       |              | No objection.   |
| 522 | Oregon SB 832 – Enrolled; 2019 Regular Session   |                       |              | No objection.   |
| 523 | Oregon SB 942 – Enrolled; 2017 Regular Session   |                       |              | No objection.   |
| 524 | “After Almost a Decade, DHS Adopts Rules Mandated by Law.” Salem Statesman Journal; 02.26.2017 |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 525 | “44 Children Left in Harm’s Way...” Salem Stateman Journal; 03.24.2017                         |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 526 | “Oregon Child Welfare Agency to Change Fatality Review...” Salem Stateman Journal; 09.30.2019  |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 527 | “Buried: The State Hides How Children Die on   |                       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |

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|-----|--|-------|--------------|---|
|     | Oregon's Watch...;" The Oregonian; 11.25.2018  |       |              |   |
| 528 | "Lawmakers to Question State Officials, Mull Stricter Rules...;" The Oregonian; 11.26.2018       |       |              | Hearsay. FRE 802. Authenticity. FRE 901.  |
| 529 | "Oregon's DHS Director Didn't See Major...;" OPB; 03.20.2017                                     |       |              | Hearsay. FRE 802. Authenticity. FRE 901.  |
| 530 | Witness registration re SB832; Senate Human Services Committee; 03.26.2019                       |       |              | Hearsay. FRE 802. Authenticity. FRE 901.  |
| 531 | Witness registration re SB942; Senate Human Services Committee; 03.27.2017                       |       |              | Hearsay. FRE 802. Authenticity. FRE 901.  |
| 532 | Info. Meeting; House Committee on Early Childhood and Human Services; 02.28.2024                 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motions <i>in Limine</i> , including Motion I.C. and V. |
| 533 | Statement of Kim Montgomery to House Committee on Early Childhood and Human Services; 02.28.2024 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Inadmissible for the reasons explained in Defendants' Motions <i>in Limine</i> , including Motion I.C. and V. |

| Ex. | Description  | Bates | Stipulations | Objections  |
|-----|--|-------|--------------|---|
| 534 | Oregon HB 2804 – Enrolled; 2023 Regular Session  |       |              | No objection.   |
| 535 | Hearing re HB 2804; House Committee on Early Childhood and Human Services; 02.15.2023                                |       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 536 | Witness registration re HB 2804; House Committee on Early Childhood and Human Services; 02.15.2023                   |       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 537 | Statement of Anthony Castaneda [SEIU Local 503] to House Committee on Early Childhood and Human Services; 02.15.2023 |       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 538 | Statement of SEIU Local 503 to House Committee on Early Childhood and Human Services; 02.15.2023                     |       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 539 | Oregon SB 548 – Enrolled; 2023 Regular Session   |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.  |
| 540 | Hearing re SB 548; Senate Committee on Human Services; 02.22.2023  |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901. |
| 541 | Witness registration re SB 548; Senate Committee on Human Services; 02.22.2023                                       |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901. |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
| 542 | Witness registration re SB 548A; Senate Committee on Human Services; 04.24.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.   |
| 543 | Statement of Bryan Alford to Senate Committee on Human Services; 02.22.2023     |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 544 | Statement of Wendy Bender to Senate Committee on Human Services; 02.22.2023     |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 545 | Statement of Marcy Bretz to Senate Committee on Human Services; 02.22.2023      |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 546 | Statement of Jhana Brown to Senate Committee on Human Services; 02.22.2023      |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.   |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
|     |   |       |              | Improper law witness opinion. FRE 701.  |
| 547 | Statement of Cindy Cosenzo to Senate Committee on Human Services; 02.22.2023    |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 548 | Statement of Kittee Custer to Senate Committee on Human Services; 02.22.2023    |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 549 | Statement of Heidi Evans to Senate Committee on Human Services; 02.22.2023      |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 550 | Statement of Sophie Fashana to Senate Committee on Human Services; 02.22.2023   |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 551 | Statement of Beth Fitzpatrick to Senate Committee on Human Services; 02.22.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more  |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
|     |   |       |              | probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701.  |
| 552 | Statement of Mercury Foix to Senate Committee on Human Services; 02.22.2023   |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 553 | Statement of Ian Ford to Senate Committee on Human Services; 02.22.2023       |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 554 | Statement of Rebecca Gundle to Senate Committee on Human Services; 02.22.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 555 | Statement of Amanda Holguin to Senate Committee on Human Services; 02.22.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |

| <b>Ex.</b> | <b>Description</b>  | <b>Bates</b> | <b>Stipulations</b> | <b>Objections</b>   |
|------------|---|--------------|---------------------|---|
| 556        | Statement of Cheyenne Jones to Senate Committee on Human Services; 02.22.2023     |              |                     | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 557        | Statement of Jennifer Kinzey to Senate Committee on Human Services; 02.22.2023    |              |                     | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 558        | Statement of Linda Martensen to Senate Committee on Human Services; 02.22.2023    |              |                     | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 559        | Statement of Allison Montelongo to Senate Committee on Human Services; 02.22.2023 |              |                     | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 560        | Statement of Meghan Newton to Senate Committee on Human Services; 02.22.2023      |              |                     | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.   |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
|     |   |       |              | Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701.  |
| 561 | Statement of Bryan Oakley to Senate Committee on Human Services;<br>02.22.2023        |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 562 | Statement of Dr. Michelle Pliske to Senate Committee on Human Services;<br>02.22.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 563 | Statement of Sherri Sacconaghi to Senate Committee on Human Services; 02.22.2023      |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 564 | Statement of Anna Schmidt to Senate Committee on Human Services;<br>02.22.2023        |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness opinion. FRE 701. |
| 565 | Statement of Leah Smith to Senate Committee on  |       |              | Not relevant because it does not tend to make any fact of consequence more  |



| Ex. | Description  | Bates | Stipulations | Objections  |
|-----|--|-------|--------------|---|
|     | Human Services;<br>02.22.2023  |       |              | probable or less probable.<br>FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>opinion. FRE 701.  |
| 566 | Statement of Michael<br>Steffany to Senate<br>Committee on Human<br>Services; 02.22.2023       |       |              | Not relevant because it<br>does not tend to make any<br>fact of consequence more<br>probable or less probable.<br>FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>opinion. FRE 701.    |
| 567 | Statement of Seema<br>Steffany to Senate<br>Committee on Human<br>Services; 02.22.2023         |       |              | Not relevant because it<br>does not tend to make any<br>fact of consequence more<br>probable or less probable.<br>FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>opinion. FRE 701.    |
| 568 | Statement of Victoria<br>Wolff to Senate Committee<br>on Human Services;<br>02.22.2023         |       |              | Not relevant because it<br>does not tend to make any<br>fact of consequence more<br>probable or less probable.<br>FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>opinion. FRE 701.    |
| 569 | Hearing re DAS insurance<br>fund to Joint Subcommittee<br>on General Government;<br>02.14.2024 |       |              | Not relevant because it<br>does not tend to make any<br>fact of consequence more<br>probable or less probable.<br>FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the<br>reasons explained in |

| Ex. | Description  | Bates | Stipulations | Objections   |
|-----|--|-------|--------------|--|
|     |  |       |              | Defendants' <i>Motions in Limine</i> , including Motion VII.   |
| 570 | Presentation re DAS insurance fund to Joint Subcommittee on General Government; 02.14.2024 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' <i>Motions in Limine</i> , including Motion VII. |
| 571 | Press conference re 2018 Oregon SOS Audit; 01.31.2018                                      |       |              | Hearsay. FRE 802. Authenticity. FRE 901.   |
| 572 | OAR 413-015-0608 – 0608 re CPS, Out of Home Care Assessments; 2017                         |       |              | No objection.  |
| 573 | OAR 413-015-0604 re CPS, Out of Home Care Assessments; 2024                                |       |              | No objection.  |
| 574 | OAR 413-015-0606 re CPS, Out of Home Care Assessments; 2024                                |       |              | No objection.  |
| 575 | OAR 413-015-0608 re CPS, Out of Home Care Assessments; 2024                                |       |              | No objection.  |
| 576 | KATU: "DHS: Long Child Abuse Hotline Wait Times...;" 05.04.2019                            |       |              | Hearsay. FRE 802. Authenticity. FRE 901.   |
| 577 | KATU: "DHS Blames Low Funding...;" 04.25.2019  |       |              | Hearsay. FRE 802. Authenticity. FRE 901.   |
| 578 | KGW: "Mandatory Reporters Frustrated...;" 01.01.2022                                       |       |              | Hearsay. FRE 802. Authenticity. FRE 901.   |
| 579 | Oregon Capital Chronicle: "Callers Face Long Waits...;" 02.02.2022                         |       |              | Hearsay. FRE 802. Authenticity. FRE 901.   |

| Ex. | Description   | Bates | Stipulations | Objections   |
|-----|---|-------|--------------|--|
| 580 | Statesman Journal:<br>“Oregon Child Abuse<br>Hotline Launch Marred...;”<br>04.25.2019                         |       |              | Hearsay. FRE 802.<br>Authenticity. FRE 901.  |
| 581 | 02.28.2024 testimony of<br>Alyssa Shiprack to OR<br>House Early Childhood and<br>Human Services<br>Committee. |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>testimony. FRE 701.<br>Inadmissible for the<br>reasons explained in<br>Defendants’ Motions <i>in<br/>Limine</i> , including<br>Motion I.C. and V. |
| 582 | 02.28.2024 testimony of<br>Jamie Stockdale to House<br>Early Childhood and<br>Human Services<br>Committee.    |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>testimony. FRE 701.<br>Inadmissible for the<br>reasons explained in<br>Defendants’ Motions <i>in<br/>Limine</i> , including<br>Motion I.C. and V. |
| 583 | DHS-DL contract<br>[submitted to Senate<br>Human Services<br>Committee]                                       |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Inadmissible for the<br>reasons explained in<br>Defendants’ Motion <i>in<br/>Limine</i> , including<br>Motion V.   |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
| 584 | DHS/ Pakseresht<br>02.05.2024 memo to<br>Senate Human Services<br>Committee re CW<br>contractors; TL and<br>litigation                                  |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Inadmissible for the<br>reasons explained in<br>Defendants' Motion <i>in<br/>Limine</i> , including<br>Motion IV and V.   |
| 585 | Gelser 02.06.2023<br>memorandum; submitted to<br>Senate Human Services<br>Committee re "Gaps in<br>safety and accountability for<br>kids [in TL/ TLP]." |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Improper law witness<br>testimony. FRE 701.<br>Inadmissible for the<br>reasons explained in<br>Defendants' Motion <i>in<br/>Limine</i> , including<br>Motion V and VIII. |
| 586 | Hearing; update on TL to<br>House Interim Committee<br>on Early Childhood and<br>Human Services;<br>01.10.2024  |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the<br>reasons explained in<br>Defendants' Motion <i>in<br/>Limine</i> , including<br>Motion V.   |
| 587 | Presentation; DHS update<br>on TL to House Interim<br>Committee on Early<br>Childhood and Human<br>Services; 01.10.2024                                 |       |              | Not relevant because it<br>does not tend to make<br>any fact of consequence<br>more probable or less<br>probable. FRE 401.<br>Inadmissible for the<br>reasons explained in  |

| Ex. | Description   | Bates | Stipulations | Objections  |
|-----|---|-------|--------------|---|
|     |   |       |              | Defendants' Motion <i>in Limine</i> , including Motion V.   |
| 588 | Hearing; re TL to House Interim Committee on Early Childhood and Human Services; 09.27.2023                 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.  |
| 589 | Presentation; DHS update on TL to House Interim Committee on Early Childhood and Human Services; 09.27.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.  |
| 590 | Hearing; Gelser testimony re SB1521 to House Committee on Early Childhood and Human Services; 02.26.2024    |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Improper law witness testimony. FRE 701. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V and VIII. |
| 591 | Hearing; DHS testimony re preventing TL to Joint Committee on Ways and Means; 02.12.2024                    |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.  |

| Ex. | Description  | Bates | Stipulations | Objections   |
|-----|--|-------|--------------|--|
|     |  |       |              | Hearsay. FRE 802.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.   |
| 592 | Presentation; DHS presentation on preventing TL to Joint Committee on Ways and Means; 02.12.2024 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.  |
| 593 | Hearing; re SB1521 to Senate Committee on Human Services; 02.07.2024                             |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V. |
| 594 | Hearing; re SB1521 to Senate Committee on Human Services; 02.12.2024                             |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401.<br>Hearsay. FRE 802.<br>Authenticity. FRE 901.<br>Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V. |

| Ex. | Description  | Bates | Stipulations | Objections   |
|-----|--|-------|--------------|--|
| 595 | DHS Memo to Senate Committee on Human Services; 02.09.2024                           |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.   |
| 596 | DHS Memo to Senate Committee on Human Services; 02.14.2024                           |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V.   |
| 597 | Statement of Wendy Simer re SB1521 to Senate Committee on Human Services; 02.22.2023 |       |              | Not relevant because it does not tend to make any fact of consequence more probable or less probable. FRE 401. Hearsay. FRE 802. Authenticity. FRE 901. Improper law witness testimony. FRE 701. Inadmissible for the reasons explained in Defendants' Motion <i>in Limine</i> , including Motion V. |

DATED: May 6, 2024.

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